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**FACSIMILE TRANSMISSION**

**DATE:** September 25, 2005

**MATTER NUMBER:** 10402336

DEKA:344US

RECIPIENT:	FAX NO.:	PHONE NO.:
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**FROM:** Patricia Bailey

**USER ID:** PB13744 **FLOOR:** 20

**PHONE:** (512) 536-3100

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**RE:** CUSTOMER NO. 46795, DESIGNATION OF PATENT PRACTITIONER AND  
POWER OF ATTORNEY AND STATEMENT UNDER 37 CFR 3.73(B)

**NUMBER OF PAGES WITH COVER PAGE:** 8 **Originals Will Not Follow**

**Message:**

Please enter in the following matter:

U.S. Patent Application No. 10/820,220, entitled "*PLANTS AND SEEDS OF CORN VARIETY 1000091*", by Jeff McElroy.

Thank you for your attention to this matter.

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PTO/SB/80 (12-03)

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46795

OR

☐ Practitioner(s) named below (if more than ten patent practitioners are to be named, then a customer number must be used):

Name	Registration Number

as attorney(s) or agent(s) to represent the undersigned before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned only to the undersigned according to the USPTO assignment records or assignment documents attached to this form in accordance with 37 CFR 3.73(b).

**Assignee Name and Address:**

MONSANTO TECHNOLOGY, L.L.C.

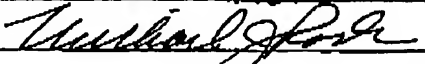
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A copy of this form, together with a statement under 37 CFR 3.73(b) (Form PTO/SB/96 or equivalent) is required to be filed in each application in which this form is used. The statement under 37 CFR 3.73(b) may be completed by one of the practitioners appointed in this form if the appointed practitioner is authorized to act on behalf of the assignee, and must identify the application in which this Power of Attorney is to be filed.

**SIGNATURE of Assignee of Record**

The individual whose signature and title is supplied below is authorized to act on behalf of the assignee

Name	MICHAEL J. ROTH		Date	7 DECEMBER 2006
Signature			Telephone	314-694-1588
Title	ASSISTANT GENERAL COUNSEL			

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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MODIFIED PTO/SB/196 (09-04)

STATEMENT UNDER 37 CFR 3.73(B)RECEIVED  
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SEP 25 2006

Applicant/Patent Owner: Jeff McElroyApplication No./Patent No. 10/820,220Filed/Issue Date: April 6, 2004Entitled: PLANTS AND SEEDS OF CORN VARIETY 1000091Monsanto Technology, L.L.C.a corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership,  
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.  
The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel 015694, Frame 0242, or for which a copy thereof is attached.

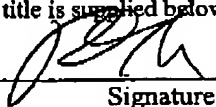
OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

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- ☐ Additional documents in the chain of title are listed on a supplemental sheet.
- ☐ Copies of assignments or other documents in the chain of title are attached.  
[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.081]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

  
SignatureRobert E. Hanson, Reg. No. 42,628  
Printed or Typed Name\_\_\_\_\_  
Attorney  
TitleSeptember 25, 2006  
Date512/474-5201  
Telephone NumberDEKA:344US  
File Code

**UNITED STATES PATENT AND TRADEMARK OFFICE**UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

FEBRUARY 23, 2005

PTAS

FULBRIGHT & JAWORSKI, L.L.P.  
ROBERT E. HANSON  
600 CONGRESS AVENUE, SUITE 2400  
AUSTIN, TEXAS 78701

\*102820305A\*

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REEL/FRAME: 015694/0242

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MCELROY, JEFF

DOC DATE: 07/19/2004

ASSIGNEE:

MONSANTO TECHNOLOGY, L.L.C.  
800 N. LINDBERGH BLVD.  
ST. LOUIS, MISSOURI 63167

SERIAL NUMBER: 10820220

FILING DATE: 04/06/2004

PATENT NUMBER:

ISSUE DATE:

TITLE: PLANTS AND SEEDS OF CORN VARIETY I000091

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Date(s) Docketed:	10/23/04
MAR 04 2005	
Client:	DEKA:344US
Attorney(s):	DYK REH
Initials:	CPH

015694/0242 PAGE 2

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1. Name of conveying party(ies):

Jeff McElroy

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

2. Name and address of receiving party(ies):

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L.L.C.

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City: St. Louis State: MO Zip: 63167

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other

Execution Date: 7/19/04

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4. Application number(s) or registration number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s):

10/820,220

B. Patent No.(s):

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Robert E. Hanson

FULBRIGHT & JAWORSKI, L.L.P.  
600 Congress Avenue, Suite 2400

City: Austin State: Texas Zip: 78701

6. Total number of applications and patents involved:

7. Total fee (37 C.F.R. 3.41) \$ 40.00

☒ Enclosed☒ Authorized to be charged to deposit account  
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To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Robert E. Hanson

08/20/2004

Name of Person Signing, Reg. No. 42,628

Signature

Date

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PATENT  
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FOR GOOD AND VALUABLE CONSIDERATION, the receipt, sufficiency and adequacy of which are hereby acknowledged, the undersigned, do hereby:

SELL, ASSIGN AND TRANSFER to MONSANTO TECHNOLOGY, L.L.C. (the "Assignee"), having a place of business at 800 N. Lindbergh Blvd., St. Louis, MO 63167, the entire right, title and interest for the United States and all foreign countries in and to any and all improvements which are disclosed in the application for United States Letters Patent, Serial No. 10/820,220 which has been filed on April 6, 2004 and is entitled "PLANTS AND SEEDS OF CORN VARIETY 1000091", such application and all divisional, continuing, substitute, renewal, reissue and all other applications for patent which have been or shall be filed in the United States and all foreign countries on any of such improvements; all original and reissued patents which have been or shall be issued in the United States and all foreign countries on such improvements; and specifically including the right to file foreign applications under the provisions of any convention or treaty and claim priority based on such application in the United States;

AUTHORIZE AND REQUEST the issuing authority to issue any and all United States and foreign patents granted on such improvements to the Assignee;

WARRANT AND COVENANT that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been or will be made to others by the undersigned, and that the full right to convey the same as herein expressed is possessed by the undersigned;

COVENANT, when requested and at the expense of the Assignee, to carry out in good faith the intent and purpose of this assignment, the undersigned will execute all divisional, continuing, substitute, renewal, reissue, and all other patent applications on any and all such improvements; execute all rightful oaths, declarations, assignments, powers of attorney and other papers; communicate to the Assignee all facts known to the undersigned relating to such improvements and the history thereof; and generally do everything possible which the Assignee shall consider desirable for vesting title to such improvements in the Assignee, and for securing, maintaining and enforcing proper patent protection for such improvements;

25419042.1

TO BE BINDING on the heirs, assigns, representatives and successors of the undersigned and extend to the successors, assigns and nominees of the Assignee.

Signature: \_\_\_\_\_

Name: Jeff McElroy

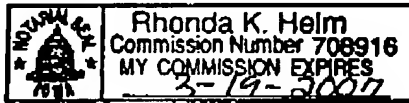
Date: 07/19/2004

STATE OF Iowa )

COUNTY OF Clay ) ss.

BEFORE ME, the undersigned authority, on this 19<sup>th</sup> day of July, 2004 personally appeared Jeff McElroy, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same of his/her own free will for the purposes and consideration therein expressed.

[SEAL]



Rhonda K. Helm  
Notary or Consular Officer

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701